

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

THE NEW YORK TIMES COMPANY and  
JOHN T. EWING, JR.,

*Plaintiffs,*

v.

UNITED STATES DEPARTMENT OF JUSTICE,

*Defendant,*

and

VOLKSWAGEN AG,

*Intervenor.*

Case No. 19-cv-01424 (KPF)

**DECLARATION OF SUHANA S. HAN**

SUHANA S. HAN hereby declares under penalty of perjury as follows:

1. I am admitted to practice in this District and am a member of the law firm of Sullivan & Cromwell LLP, counsel to Volkswagen AG (“Volkswagen”). I submit this declaration in support of Volkswagen’s Motion for Summary Judgment in the above-captioned action.

2. Attached hereto are true and correct copies of the following:

Rule 11 Plea Agreement filed in *United States v. Volkswagen AG*,  
No. 2:16-cr-20394 (E.D. Mich. Mar. 10, 2017), ECF No. 68.

Exhibit A

Letter from Karen W. Wardzinski, Chief, DOJ Law & Policy  
Section, to Jack Ewing (Oct. 1, 2019).

Exhibit B

Exhibit 3 to Rule 11 Plea Agreement filed in *United States v. Volkswagen AG*, No. 2:16-cr-20394 (E.D. Mich. Mar. 10, 2017), ECF No. 68. Exhibit C

The Environmental Protection Agency's September 18, 2015 Notice of Violation of the Clean Air Act issued to Volkswagen and certain affiliates. Exhibit D

Amended Judgment, *United States v. Volkswagen AG*, No. 2:16-cr-20394 (E.D. Mich. Aug. 2, 2017), ECF No. 91. Exhibit E

Declaration of Thomas Meiers in Support of Volkswagen AG's Motion for Summary Judgment, dated October 17, 2019. Exhibit F

Volkswagen Press Release entitled "Volkswagen AG Granted More Time to Test Compliance Programs Under Its U.S. Monitorship" (Oct. 17, 2019). Exhibit G

Third Partial Consent Decree filed in *In re: Volkswagen "Clean Diesel" Mktg., Sales Practices, and Prods. Liab. Litig.*, MDL No. 2672 (N.D. Cal. Apr. 13, 2017), ECF No. 3155. Exhibit H

Third California Partial Consent Decree filed in *In re: Volkswagen "Clean Diesel" Mktg., Sales Practices, and Prods. Liab. Litig.*, MDL No. 2672 (N.D. Cal. July 20, 2017), ECF No. 3487. Exhibit I

Volkswagen AG's Half-Year Press Conference 2018 (August 1, 2018) (excerpted). Exhibit J

Volkswagen AG's 2018 Annual Report (excerpted). Exhibit K

Executed on October 18, 2019 in New York, New York.

/s/ Suhana S. Han  
Suhana S. Han